

Remarks

Claims 4, 13, 14, and 20-62 have been amended. The amendments are fully supported by the specification as filed. Claim 4 has been amended as recommended by the Examiner. Claims 13, 14, and 20-62 have been amended to be properly dependent. on No new matter is added by these amendments. With these amendments, the claims pending are claims 2-62, 65, and 79-82.

The claims as amended meet the requirements of 35 U.S.C. § 112. Claim 4 has been amended as noted above. Claims 79 and 80 are consistent with claim 65. It is true that claims 79 and 80 recite "wherein the treatment is for anxiety" and "where the treatment is for depression" respectively. However, claim 65 is directed to a "method for the treatment of *anxiety, depression, ... [and] sleep disorders secondary to depression...*" [emphasis added] See the first and second lines of claim 65. Anxiety and depression are within the scope of claim 65. Thus, this claim provides support for the disorders listed in claims 79 and 80 and there is no inconsistency between the claims.

Applicants respectfully request reconsideration and withdrawal of the rejections made under 35 U.S.C. § 112.



The Applicants urge the Examiner to contact the Applicants' undersigned representative at (312) 913-0001 he believes that a discussion would expedite prosecution of this application.

Respectfully submitted,

Dated: June 27, 2005

By:

A handwritten signature in black ink, appearing to read "S. Sarussi", written over a horizontal line.

Steven J. Sarussi  
Reg. No. 32,784

McDonnell Boehnen  
Hulbert & Berghoff LLP  
300 South Wacker Drive  
Chicago, Illinois 60606  
(312) 913-0001